IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1836 OF 2003

Shri Jayant Narayan Vaity, .. Petitioner.
Vs
1. Deonar Industrial Premises..& ors Respondents

Mr.S.V.Shetty, for the petitioner. (absent).
Mr A.D.Shetty with ms Rita K. Joshi for respondent no.2.

CORAM : D.B.BHOSALE, J.

DATE : FEBRUARY 18, 2005.

P.C.

1. By this writ petition, the petitioner has challenged the order dated 16.1.2003 passed by the City Civil Court in Chamber Summons No.1146 of 2002 and Notice of Motion No.4721 of 2001 in Suit No.5704 of 2001. Ms.Joshi, learned counsel for respondent no.2, submits that the plaintiff, on 19.9.2003, has withdrawn the suit unconditionally and, therefore, nothing further survives in the instant writ petition. She placed a copy of the Rozanama in Short Cause Suit No.5704 of 2001 on record. Nobody appears for the petitioner, may be because the petitioner has lost interest in the proceedings. In view of the statement made by the learned counsel for the respondent, this writ petition stands dismissed as infructuous.

(D.B.Bhosale, J.)